

COUNTY OF YORK

MEMORANDUM

DATE: January 26, 2005 (BOS Mtg. 2/15/05)

TO: York County Board of Supervisors

FROM: James E. Barnett, County Attorney

SUBJECT: Foxwood Drainage Project

As with most utility projects, in the Foxwood Drainage Project, there are easements we need for the project that for various reasons cannot be immediately obtained by voluntary conveyances. Fortunately, so as not to unduly hinder or prevent projects such as water or sewer that are designed to benefit an entire community, state law permits the Board, after the adoption of an ordinance or resolution following a public hearing, and the subsequent recordation of certificates of take, to enter upon and take the easements necessary for the project, prior to formal condemnation proceedings being initiated. The recordation of such a certificate binds the County to pay the owners at least the amounts set out in the Board's resolution. The figures reflected in the attached resolution are based on appraisals prepared by staff and reviewed by the County Assessor, and represent the most recent offers made for the easements.

In the Foxwood Drainage Project, the following have been identified as the remaining temporary construction easements that need to be acquired:

Tax Map Parcel 29-159
Property of John Stokes

Tax Map Parcel 29-159A
Property of Michelle D. Lacey

The attached proposed resolution will authorize the filing of certificate of takes and the entry onto the properties for the purpose of constructing the needed utilities thereon. The easements are shown on the attached plats.

Barnett/3340:sw
Attachments

- Plats
- Resolution R05-22